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Birch, Stewart, Kolasch & Birch, LLP

Fax

To:	Examiner Sisson	From:	Kristi L. Rupert, Ph.D.
Fax:	703 746 5020	Date:	July 16, 2002
Phone:		Pages:	Twenty-six (26) (including cover sheet)
Your Ref.:	09/741,960	Our Ref.:	2329-0104P
Re:		CC:	

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Comments: Per our conversation this morning, I am resending a copy of the Supplemental Reply filed on June 20, 2002. Please contact me at 703-205-8000 with any questions or concerns.

07/16/02 TUE 15:33 FAX 703 2058050

BSKB LLP

004

06/20/02 15:36:18

VSPTO-> Your Company Name RightFA

Page 001

TO:Auto-reply fax to 703 2058050 COMPANY:

Auto-Reply Facsimile Transmission



UNITED STATES
PATENT AND
TRADEMARK OFFICE

TO:

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Fax Information

Date Received:

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6/20/02 3:27:06 PM [Eastern Daylight Time]

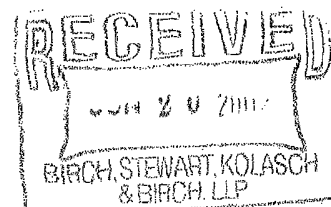
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06/20/02 THU 15:36 FAX 703 2058050		BSKB LLP		0001	
<p>BOX AF REPLY UNDER 37 C.F.R. § 1.116 EXPEDITED PROCEDURE EXAMINING GROUP 1655</p> <p>PATENT 3329-6104P</p>					
IN THE U.S. PATENT AND TRADEMARK OFFICE					
Applicant:	Andreas METSPALU	Conf.:	7252		
Appl. No.:	09/741,963	Group:	1655		
Filed:	December 20, 2000	Examiner:	SISON		
For:	METHOD AND DEVICE FOR IMAGING AND ANALYSIS OF BIOPOLYMER ARRAYS				
<p>SMALL ENTITY TRANSMITTAL FORM FOR REPLY AFTER FINAL UNDER 37 C.F.R. § 1.116</p>					
BOX AF Assistant Commissioner for Patents Washington, DC 20231				June 20, 2002	
Sir:					
Transmitted herewith is a Supplemental Reply in the above-identified application.					
<input checked="" type="checkbox"/> Applicant claims small entity status under 37 C.F.R. § 1.27. <input type="checkbox"/> The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8. <input checked="" type="checkbox"/> The enclosed document is being transmitted via facsimile.					
The fee has been calculated as shown below:					
CLAIMS REPTIME ADJUSTMENT		US-INTENT TO-PATENT PRIORITY W/O FOR		FEES TOTAL	ADDITIONAL FEE
TOTAL	14	-	20	=	0
INDEPENDENT	2	-	4	=	0
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					0140
TOTAL					\$0.00

Received from < 703 2058050 > at 6/20/02 3:27:06 PM [Eastern Daylight Time]



PATENT
2329-0104P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Andres METSPALU Conf.: 7252
Appl. No.: 09/741,960 Group: 1655
Filed: December 20, 2000 Examiner: SISSON
For: METHOD AND DEVICE FOR IMAGING AND
ANALYSIS OF BIOPOLYMER ARRAYS

LETTERAssistant Commissioner for Patents
Washington, DC 20231

July 16, 2002

Sir:

This letter resubmits a Supplemental Reply After Final under 37 C.F.R. § 1.116 filed with the United States Patent and Trademark Office by facsimile on June 20, 2002. Evidence of the filing date is attached hereto in the form of an "Auto-Reply Facsimile Transmission" received from the USPTO, showing that the Supplemental Reply after Final was received on July 20, 2002 at 3:27:06 PM (EDT).

The Examiner issued an Advisory Action on July 1, 2002, having not considered the Supplemental Reply, which apparently was not associated with the proper file at the USPTO. Applicants respectfully request that the Examiner acknowledge and enter into the record the Supplemental Reply, and void the Advisory Action dated July 1, 2002.

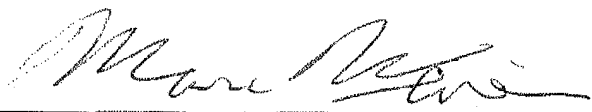
Appl. No. 09/741,960

It is believed that no fees are due at this time. However, if necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By


Marc S. Weiner, #32,181

KLR
MSW/KLR
2329-0104P
Attachments

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

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BOX AF
REPLY UNDER 37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1655

PATENT
2329-0104P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Andres METSPALU Conf.: 7252
Appl. No.: 09/741,960 Group: 1655
Filed: December 20, 2000 Examiner: SISSON
For: METHOD AND DEVICE FOR IMAGING AND ANALYSIS OF
BIOPOLYMER ARRAYS

SMALL ENTITY TRANSMITTAL FORM
FOR REPLY AFTER FINAL UNDER 37 C.F.R. § 1.116

BOX AF
Assistant Commissioner for Patents
Washington, DC 20231

June 20, 2002

Sir:

Transmitted herewith is a Supplemental Reply in the above-identified application.

- ☒ Applicant claims small entity status under 37 C.F.R. § 1.27.
- ☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- ☒ The enclosed document is being transmitted via facsimile.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	14	-	20	=	0	\$ 9	\$0.00
INDEPENDENT	2	-	4	=	0	\$ 42	\$0.00
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM						\$140	\$0.00
						TOTAL	\$0.00

Appl. No. 09/741,960

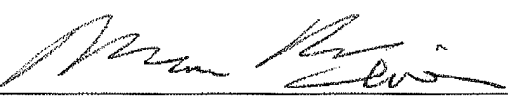
- ☐ Petition for () month(s) extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). \$0.00 for the extension of time.
- ☒ No fee is required.
- ☐ Check(s) in the amount of \$0.00 is(are) attached to the Notice of Appeal, which is being filed concurrently herewith.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By


Marc S. Weiner, #32,181

KLR
MSW/KLR:gml
2329-0104P

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

(Rev. 09/27/01)

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On July 16, 2002
J. Bryan Date
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BOX AF
RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1655

PATENT
2329-0104P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Andres METSPALU Conf.: 7252
Appl. No.: 09/741,960 Group: 1655
Filed: December 20, 2000 Examiner: SISSON
For: METHOD AND DEVICE FOR IMAGING AND
ANALYSIS OF BIOPOLYMER ARRAYS

SUPPLEMENTAL REPLY AFTER FINAL UNDER 37 C.F.R. § 1.116

Assistant Commissioner for Patents
Washington, DC 20231

June 20, 2002

Sir:

Supplemental to Applicants' Reply after Final under 37 C.F.R. § 1.116 filed on June 17, 2002, the following amendments and remarks are respectfully submitted.

IN THE CLAIMS

Please cancel claims 28 and 29 without prejudice or disclaimer to the subject matter recited therein.

Please amend the following claims:

Claim 18. (Amended) A device for the analysis of biological